

**ASSEMBLY BILL**

**No. 1753**

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**Introduced by Assembly Member Fletcher**

February 17, 2012

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An act to amend Section 17315 of the Education Code, relating to school facilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 1753, as introduced, Fletcher. School facilities: certificate of compliance.

Existing law requires the Department of General Services to issue a certification that a school building complies with specified statutory requirements when construction of the school building is completed, specified documents have been submitted, and other specified requirements have been satisfied.

This bill would make, nonsubstantive changes to that provision.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1     SECTION 1. Section 17315 of the Education Code is amended
- 2     to read:
- 3     17315. (a) When a school building constructed in accordance
- 4     with plans and specifications approved by the Department of
- 5     General Services is completed, the notice of completion is filed,
- 6     and all final verified reports and all testing and inspection
- 7     documents, as required by this article or as required by the rules
- 8     and regulations adopted pursuant to this article, are submitted to

1 and on file with the Department of General Services, and all  
2 required fees paid by the school district, the department shall issue  
3 a certification that the school building complies with the  
4 requirements of this article. Nothing in this article shall prevent  
5 beneficial occupancy by a school district ~~prior to~~ *before* the  
6 issuance of this certification.

7 (b) When a school building, constructed in accordance with  
8 approved plans and specifications, is completed but final verified  
9 reports, ~~as are required under in Section 39151 17309~~, have not  
10 been submitted to the Department of General Services due to the  
11 incapacitating illness, death, or the default of ~~any persons~~ *a person*  
12 required to file such reports, the Department of General Services  
13 shall, upon written request of the school district, review all of the  
14 project records and make such examinations as it deems necessary  
15 to enable it to certify that the school building otherwise complies  
16 with the requirements of this article. The Department of General  
17 Services may request the school district to have made, reported,  
18 and verified any other tests and inspections which the department  
19 deems necessary to complete its examinations of the construction.

20 (c) The costs incurred by the Department of General Services  
21 in connection with this section shall be paid by the school district.  
22 The actual costs to perform the examinations, tests, and inspections  
23 shall be an appropriate cost of the project to be paid from the  
24 building funds of the *school* district. Certification of the project  
25 by the Department of General Services shall be withheld until all  
26 the costs have been paid by the school district.

27 (d) This section shall not relieve ~~any~~ *an* individual of his or her  
28 responsibility to file verified reports, as required in Section 17309,  
29 or ~~any~~ other documents required by the rules and regulations  
30 adopted pursuant to this article. This section shall not abrogate the  
31 provisions of Section 17312.